

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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5 UNITED STATES OF AMERICA,

6 Plaintiff,

7 vs.

8 DAVID HOWARD BABIT,

9 Defendant.
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)
) **Case No: 2:17-mj-1174-GWF**
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)

PROTECTIVE ORDER
REGARDING DISCOVERY

11 Based on the agreement of the parties for a Protective Order, and good cause appearing
12 therefore, the Court hereby:

- 13 1. Grants a Protective Order to limit disclosure to the public, or any third party not directly
14 related to this litigation, information/documents received pursuant to the order, relating
15 to discovery in *United States v. David Howard Babit*, No: 2:17-mj-1174-GWF, and any
16 criminal case that may subsume *United States v. David Howard Babit*, No: 2:17-mj-
17 1174-GWF (hereinafter referred to as the “protected information”).
- 18 2. Further orders that without leave of Court, the parties to this matter, defined herein for
19 the matters of this protective order as the Government, and counsel for the defendant,
20 shall not:
- 21 a. make copies for, or allow copies of any kind to be made by any other person of the
22 protected information;
- 23 b. permit dissemination of the protected information at the Nevada Southern
24 Detention Center jail facility, or any other detention facility where the defendants
are housed; allow any other person to read the protected information, or reveal

1 orally or in writing any of the protected information to a non-party to this litigation;
2 and

3 c. use of the protective information for any other purpose other than preparing to
4 defend against the charges in this indictment or any further superseding indictment
5 arising out of this case; and

6 3. Further, the Court orders that the parties inform the Court any person to whom
7 disclosure may be made pursuant to this order of the existence and terms of this Court's
8 order.

9 4. Finally, the Court orders that upon conclusion of this action, the defendant's attorney
10 must return to the United States, or destroy and certify to government counsel the
11 destruction of the protected information, within a reasonable time, not to exceed thirty
12 days after the last appeal is final.

13 5. This protective order shall not be construed to prevent either party from using the
14 protected document at trial, should the court deem the protected document admissible.

15 Dated this 24 day of January, 2018.

16 IT IS SO ORDERED:

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18 THE HONORABLE GEORGE W. FOLEY
19 United States Magistrate Judge
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